

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Christopher Milton Mathew Franco, et al.    **Examiner:** Anish Gupta  
**Serial No.:** 10/563,637    **Art Unit:** 1654  
**Filed:** January 6, 2006    **Docket:** 19460  
**For:** A METHOD AND AGENTS FOR    **Dated:** July 26, 2011  
IMPROVING PLANT PRODUCTIVITY  
INVOLVING ENDOPHYTIC ACTINOMYCETES  
AND METABOLITES THEREOF

**Confirmation No:** 4137

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R §§1.97 and 1.98, it is requested that the following references, which are also listed on the attached electronic form PTO/SB/08a, be made of record in the above-identified case.


1. SALLEH, A., "Antibiotics for Wheat" *News in Science-ABC Science Online* (24 August 2001), Retrieved from the Internet: URL: <http://www.abc.net.au/science/articles/2001/08/24/351442.htm>;

---

**CERTIFICATE OF ELECTRONIC FILING**

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website.

Dated: July 26, 2011

  
\_\_\_\_\_  
Xiaochun Zhu

2. SARDI, P. et al., "Isolation of Endophytic *Streptomyces* Strains from Surface-Sterilized Roots" *Applied and Environmental Microbiology* (August 1992) pp. 2691-2693, Vol. 58, no. 8;
3. COOMBS, J.T. et al., "Visualization of an Endophytic *Streptomyces* Species in Wheat Seed" *Applied and Environmental Microbiology* (1 July 2003) pp. 4260-4262, Vol. 69, no. 7;
4. HALL, M.A., "Hormones and Plant Development: Cellular and Molecular Aspects" (1984) pp. 313-367, Chapter 5.3 in *Developmental Control in Animals and Plants*, 2<sup>nd</sup> Edition, edited by C.F. Graham and P.F. Wareing, Blackwell Scientific Publications, Oxford;
5. TAJI, A. et al., *Plant Tissue Culture Practice*, 3<sup>rd</sup> Edition, University of New England Printery, Armidale (August 1997), Chapter 6, pp. 71-73;
6. Examination Report dated October 7, 2009 issued in corresponding Australian Patent Application No. 2004254292; and
7. European Official Action dated October 21, 2010 issued in corresponding European Patent Application No. 04 737 535.7.

Reference Nos. 1-5 were cited in an Examination Report dated October 7, 2009 issued in corresponding Australian Patent Application No. 2004254292. Reference Nos. 1-2 were cited in a European Office Action dated October 21, 2010 issued in corresponding European Patent Application No. 04 737 535.7. Applicants are submitting copies of the above-cited references required by 37 C.F.R. § 1.98 (a)(2)(i) and (ii), together with a copy of the Examination Report and the European Official Action. Please note that the other references cited in the Examination Report and the European Official Action are not enclosed as they were previously cited in applicants Information Disclosure Statement dated March 20, 2009. The relevance of the references has been described in the Official Action. For completeness, Applicants have also listed the Examination Report and the European Official Action within the electronic form PTO/SB/08a.

The requisite \$180.00 official fee pursuant to § 1.17(p) has been charged to  
Deposit Account 19-1013.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'XZ' followed by a stylized flourish.

Xiaochun Zhu  
Registration No. 56,311

Scully, Scott, Murphy & Presser, P.C.  
400 Garden City Plaza, Suite 300  
Garden City, New York 11530  
(516) 742-4343  
XZ:eb